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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

JOSEPH DURAN, JOHN BELL, JASON MEARS,  
VICTOR DESIMONE, CHRISTINA LEE and  
SARAH CATALDO,

Plaintiffs,

vs.

THE HERSHEY COMPANY,

Defendant.

Case No. 3:14-CV-01184 RS

**STIPULATION AND ~~[PROPOSED]~~  
ORDER TO EXTEND CERTAIN  
DEADLINES**

Hon. Richard Seeborg

Pursuant to Civil Local Rules 6-2 and 7-12, Plaintiffs John Bell, Jason Mears, Victor DeSimone, and Christina Lee (“Plaintiffs”) and Defendant The Hershey Company (“Defendant”) (collectively, “Parties”), through their respective counsel of record, and subject to the approval of the Court, hereby stipulate as follows:

1. WHEREAS, on June 26, 2014, the Court issued a Case Management Order setting certain deadlines (Dkt. No. 23);

2. WHEREAS, on October 16, 2014 and January 1, 2015, the Court issued Orders approving the Parties’ stipulations to extend the mediation deadline and certain other deadlines in this matter (Dkt. Nos. 29 & 31);

3. WHEREAS, the Parties are actively engaged in discovery. The Parties have produced substantial documents, negotiated an ESI agreement, begun producing ESI pursuant to that agreement; Defendant has taken the depositions of all Plaintiffs; Defendant is in the process of responding to three additional sets of written discovery recently served by Plaintiffs that will require additional ESI searches; and the Parties are working together to schedule more than a dozen depositions of Defendant and its employees;

4. WHEREAS, the Parties are currently scheduled to participate in a private mediation on April 9, 2015;

5. WHEREAS, Plaintiffs have requested that the depositions of Defendant’s witnesses be held after the Parties engage in mediation on April 9, 2015, in part due to an injury which has prevented one of Plaintiffs’ counsel from traveling for purposes of the case;

6. WHEREAS, the Parties seek an extension of the deadlines proposed below in order to facilitate the Parties’ attempt to resolve this matter and conserve the resources of the Court and the Parties, as well as to provide adequate time to complete discovery in advance of summary judgment briefing and obtain a ruling on summary judgment in advance of trial and related pre-trial deadlines;

7. WHEREAS, the Parties have not previously requested an extension of the trial date;

THEREFORE, the Parties hereby agree and stipulate to the extension of certain deadlines as follows:

Event	Current Deadline	Proposed Deadline
Expert Disclosures	March 17, 2015	May 14, 2015
Supplemental and Rebuttal Expert Disclosures	April 7, 2015	June 4, 2015
Close of Fact and Expert Discovery	May 5, 2015	June 15, 2015
Case Management Conference	May 14, 2015	June 18, 2015
Deadline for Dispositive Motions to Be Heard	May 28, 2015	August 6, 2015
Motions <i>in Limine</i>	June 11, 2015	September 17, 2015
Oppositions to Motions <i>in Limine</i>	June 18, 2015	September 24, 2015
Final Pretrial Conference	June 25, 2015	October 8, 2015
Trial to Commence	July 13, 2015	November 9, 2015

IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

DATED: March 20, 2015.

MORGAN, LEWIS & BOCKIUS LLP  
DARYL S. LANDY  
MICHAEL J. PUMA  
ELEANOR R. FARRELL

By: /s/Michael J. Puma  
Michael J. Puma

Attorneys for Defendant  
THE HERSHEY COMPANY

DATED: March 20, 2015.

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By: /s/ David C. Feola  
David C. Feola

Attorneys for Plaintiffs

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: 3/23/15



Hon. Richard Seeborg  
United States District Court Judge